OIPE
OCT 29 2004
PATENT & TRADEMARK OFFICE

IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of	**Daniel F. Klessig, et al.**
Application No.	10/780,002
Attorney Docket No.	3670-P02652US01
Filed:	October 5, 2004
For:	NOVEL SALICYLIC ACID-BINDING PROTEIN ENDODING NUCLEIC ACID, SABP2, AND METHODS OF USE THEREOF
Examiner:	Not Yet Assigned
Group Art Unit:	1638

CERTIFICATE OF MAILING UNDER 37 C.F.R § 1.8(a)

I hereby certify that this Correspondence is being deposited on the date listed below with the United States Postal Service as first-class mail in an envelope properly addressed to COMMISSIONER FOR PATENTS, P.O. Box 1450, ALEXANDRIA, VA 22313-1450.

10-27-04
Date of Certificate

Janice M. Nightlinger
Janice M. Nightlinger

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97

In compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, Applicants are submitting herewith a Form PTO-1449 and a copy of the references listed thereon. This Information Disclosure Statement is being filed more than three months after the filing date, but before receipt of the first Official Action on the merits. Thus, it is believed by the undersigned attorney that no fee is required under 37 C.F.R. §1.97(b).

In the event that a fee is required, the Commissioner is authorized to charge Deposit Account No. 04-1406 of the undersigned attorneys. A duplicate copy of this

sheet is enclosed.

In the opinion of the undersigned, the references submitted herewith are the most pertinent of which the undersigned is aware. However, no representation is made or intended that more pertinent references do not exist.

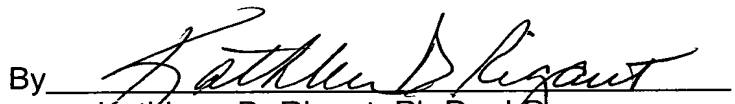
This submission is not an admission that the references listed on the attached Form PTO-1449 constitute prior art against the claims of this application.

The Examiner is respectfully requested to confirm receipt and consideration of the cited references by initialing and returning a copy of the attached Form PTO-1449 in accordance with MPEP §609.

Early and favorable consideration of this application is respectfully requested.

Respectfully submitted,

DANN, DORFMAN, HERRELL & SKILLMAN
A Professional Corporation
Attorneys for Applicant(s)

By 
Kathleen D. Rigaut, Ph.D., J.D.
PTO Registration No. 43,047

Telephone: (215) 563-4100
Facsimile: (215) 563-4044
Enclosures - Form PTO-1449
Copies of references listed on PTO - 1449

OIPE
OCT 29 2004
PATENT & TRADEMARK OFFICE U.S.

INFORMATION DISCLOSURE STATEMENT

Complete if known
Application Number: 10/780,002
Filing Date: October 5, 2004
First Named Inventor: Daniel F. Klessig, et al.
Group Art Unit: 1638
Examiner Name: Not Yet Assigned
Attorney Docket Number: 3620-P02652US01

SHEET 1 OF 1

UNITED STATES PATENT DOCUMENTS

EXAMINER'S INITIALS	CITE NO.	PATENT NUMBER	ISSUE DATE MM-DD-YYYY	FIRST NAMED INVENTOR

FOREIGN PATENT DOCUMENTS

EXAMINER'S INITIALS	CITE NO.	DOCUMENT NUMBER	COUNTRY OR REGION	DATE OF PUBLICATION MM-DD-YYYY	FIRST NAMED INVENTOR OR APPLICANT

OTHER PRIOR ART - NON-PATENT DOCUMENTS

EXAMINER'S INITIALS	CITE NO.	Include name of the author (in Capital Letters), title of the article (when appropriate), title of the item(book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published
	C1	BAUDOUIN, E. et al. "Functional expression of a tobacco gene related to the serine hydrolase family - Esterase activity towards short-chain dinitrophenyl acylesters"; Eur. J. Biochem., 248: 700-706 (1997)
	C2	DOGRU, E. et al. "The gene encoding polyneuridine aldehyde esterase of monoterpenoid indole alkaloid biosynthesis in plants is an ortholog of the α/β hydrolase super family"; Eur. J. Biochem., 267: 1397-1406 (2000)
	C3	DU, H. et al. "Identification of a Soluble, High-Affinity Salicylic Acid-Binding Protein in Tobacco"; Plant Physiol., 113: 1319-1327 (1997)
	C4	FALK, A. et al. " *EDS1*, an essential component of *R* gene-mediated disease resistance in *Arabidopsis* has homology to eukaryotic lipases"; Proc. Natl. Acad. Sci. USA, 96: 3292-3297 (1999)
	C5	HASSLACHER, M. et al. "Molecular Cloning of the Full-length cDNA of (*S*)-Hydroxynitrile Lyase from *Hevea brasiliensis*"; The Journal of Biological Chemistry, 271(10): 5884-5891 (1996)
	C6	JIRAGE, D. et al. "*Arabidopsis thaliana PAD4* encodes a lipase-like gene that is important for salicylic acid signaling"; PNAS, 96(23): 13583-13588 (1999)
	C7	WÄSPI, U. et al. "The defense-related rice gene *Pir7b* encodes an α/β hydrolase fold protein exhibiting esterase activity towards naphthol AS-esters"; Eur. J. Biochem., 254: 32-37 (1998)

EXAMINER'S SIGNATURE		DATE CONSIDERED	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP §609. Draw a line through citation if citation not in conformance and reference not considered. Include a copy of this form with next communication to applicant.